

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

January 27, 2017

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF: 17MD-005

Maui

Issuance of a Right-of-Entry Permit to MC&A Inc. for One-day Boat Building and Race Event, Wailea Beach, Maui, Tax Map Key:(2) 2-1-008: seaward of 109

APPLICANT:

MC&A, Inc.

LEGAL REFERENCE:

Sections 171-13 and -55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands of Wailea, Maui identified by Tax Map Key: (2) 2-1-008: seaward of 109, Exhibit (A).

AREA:

5,000 square feet, more or less.

ZONING:

State Land Use District: Conservation

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State constitution: NO

CURRENT USE STATUS:

Vacant and unencumbered.

CHARACTER OF USE:

One-day boat building and race event.

TERM:

Friday February 10, 2017. 8:00 a.m. to 4:00 p.m.

RENTAL:

Total Payment of \$500.00. Rental fee based on \$.10 / sf / day. (5,000 square feet x \$.10 = \$500.00 - five hundred dollars).

COLLATERAL SECURITY DEPOSIT:

None

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with Hawaii Administrative Rule Section 11-200-8 and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated June 5, 2015, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Item No. 51, that states "Permits, licenses, registrations, and rights-of-entry issued by the Department that are routine in nature, involving negligible impacts beyond that previously existing."

DCCA VERIFICATION:

Place of business registration confirmed:	YES	<u>x</u>	NO	__
Registered business name confirmed:	YES	<u>x</u>	NO	__
Applicant in good standing confirmed:	YES	<u>x</u>	NO	__

APPLICANT REQUIREMENTS:

Applicant shall be required to:

- 1) Obtain concurrence from the DLNR Division of Boating and Ocean Recreation for any portions of the event (commercial activity) that will be held within Ocean Waters of the State;
- 2) Submit consideration for use of Government lands along with required insurance and fully executed ROE document to be provided by the DLNR Maui District Land Office.

REMARKS:

MC&A Inc. is requesting a right-of-entry permit to utilize a 5,000 square foot portion of shoreline fronting the Grand Wailea Beach Resort for a one day beach event.

There will be 22 teams that will construct 22 boats using 22 boat kits consisting of cardboard, duct tape and plastic sheeting. Boats will be constructed on Grand Wailea property at Molokini Gardens. These teams will be evenly divided by all participants (10 - 18 people per team). Select participants from each team will then take their boat down to the water to race. The rest of the team is involved by building, decorating, or cheering their teammates on. Those racing will enter the water through 10 lanes on the beach, created with flags. There will be 2 heats to accommodate all teams.

The applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions.

There are no other pertinent issues or concerns. Staff has no objections to this request.

RECOMMENDATION: That the Board:

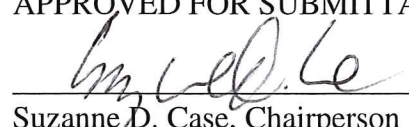
1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Authorize the issuance of a right-of-entry permit to MC&A Inc. for a One-day boat building and race event covering the subject area under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
 - a. The standard terms and conditions of the most current right-of-entry permit form, as may be amended from time to time;
 - b. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



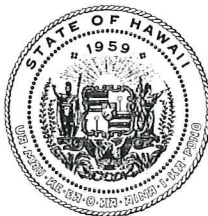
Daniel Ornellas
District Land Agent

APPROVED FOR SUBMITTAL:



Suzanne D. Case, Chairperson

DAVID Y. IGE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

January 27, 2017

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

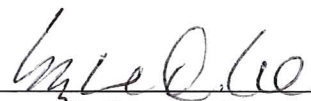
JEFFREY T. PEARSON, P.E.
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

EXEMPTION NOTIFICATION

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

Project Title:	Issuance of a Right-of-Entry Permit to MC&A Inc. for One-day boat building and race event.
Project / Reference No.:	17MD-005
Project Location:	Wailea Beach, Maui, TMK: (2) 2-1-008: Seaward of 109.
Project Description:	One Day Boat Building and Race Event.
Chap. 343 Trigger(s):	Use of State Land
Exemption Class No. and Description:	In accordance with Hawaii Administrative Rule Section 11-200-8 and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated June 5, 2015, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 1, that states "Operations, repairs or maintenance of existing structures, facilities, equipment, or topographical features, involving negligible or no expansion or change of use beyond that previously existing" and Item No. 51, that states "Permits, licenses, registrations, and rights-of-entry issued by the Department that are routine in nature, involving negligible impacts beyond that previously existing."
Consulted Parties:	DLNR Office of Conservation and Coastal Lands
Recommendation:	It is anticipated that the requested use will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.


Suzanne D. Case, Chairperson

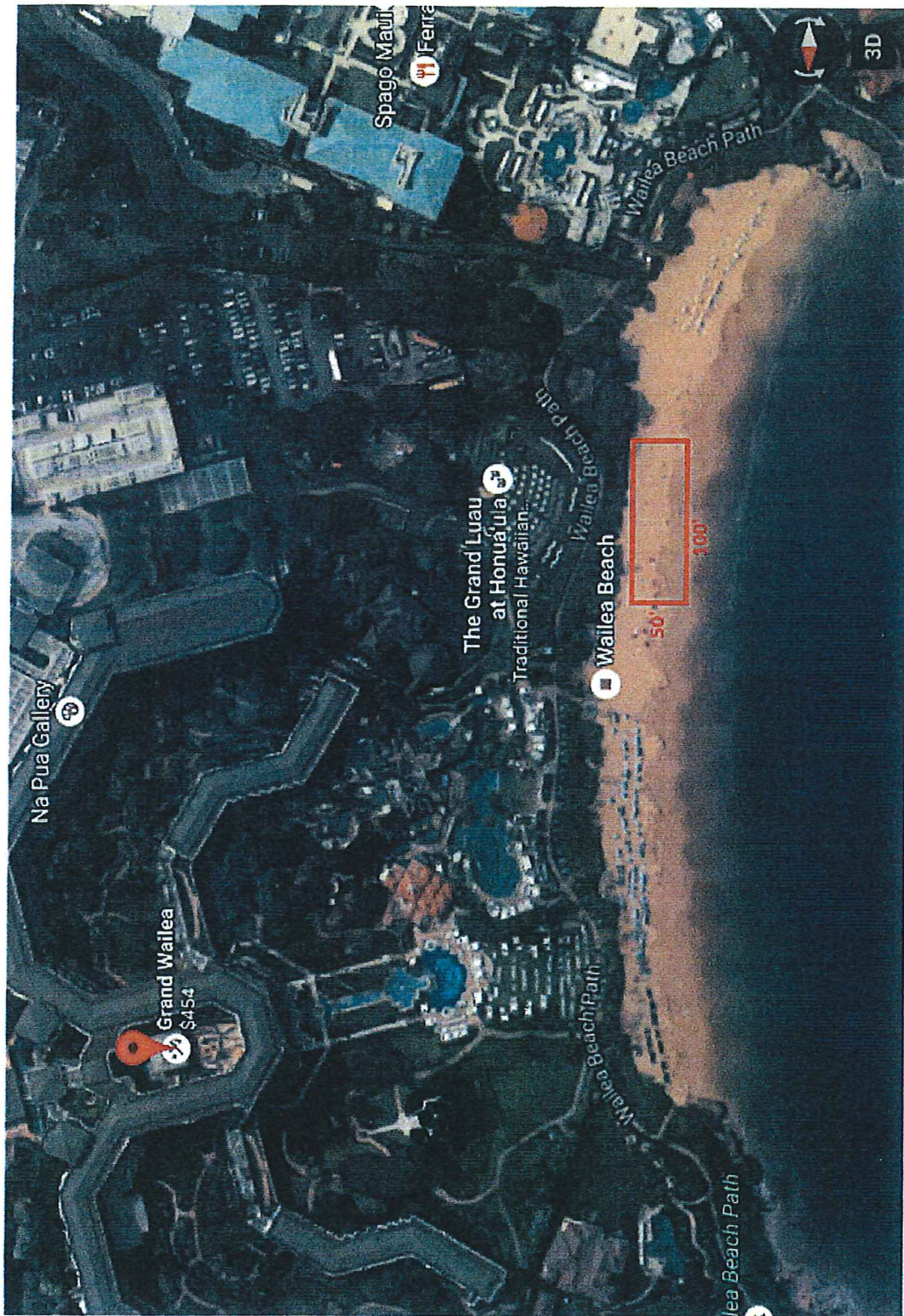


EXHIBIT A



Boat Launch

